

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: David J. Waxman et al.  
Application No.: 10/509,533 Art Unit: 1633  
Filed: 05/26/2005 Examiner: Quang Nguyen  
Confirmation No.: 1019  
For: Method of Using Anti-Apoptotic Factors in Gene Expression

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Dear Sir:

In response to the Notice of non-compliant amendment mailed on November 18, 2009,  
Applicants submit the following Response.

**Listing of the Claims** begins on **page 2** of this paper.

**Remarks** begin on **page 7** of this paper.